

REMARKS

Claims 1-21, 23-30, 32-42 and 45 are pending in the present application. Claims 1, 9, 10 and 23 are independent claims.

I. RESTRICTION REQUIREMENT

The Examiner has issued a Restriction Requirement requiring Applicants to elect one of the following groups for prosecution in connection with the present application. The groups are as follows:

- Group I:** including claims 1-21, 23-30, 32-42 and 45, drawn to a method of making a composite drug containing particle; and
Group II: including claims 22, 31, 43-44 and 46, drawn to a method of using a composite drug-containing particle.

II. RESPONSE TO THE RESTRICTION REQUIREMENT

Although Applicants do not necessarily agree with the Examiner's Restriction Requirement, Applicants hereby elect Group I, including claims 1-21, 23-30, 32-42 and 45 for prosecution in connection with the present application. The election is made without traverse. However, Applicants reserve the right to file a divisional application on the non-elected claims 22, 31, 43-44 and 46.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,
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